

BILL NO. S-72-02-05

SPECIAL ORDINANCE NO. S- 11-72

AN ORDINANCE approving Agreement for Sewer Extension between Riviera Plaza, Inc. and City of Fort Wayne, for sanitary sewer extension of the St. Joe Interceptor, Division IV.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The Agreement for Sewer Extension, finally approved January 27, 1972, between Riviera Plaza, Inc., as Owner, and the City of Fort Wayne, by and through its Mayor and Board of Public Works, for the construction of a sanitary sewer extension to serve the shopping center at the northwest corner of St. Joe Center and St. Joe Roads, the total cost of said sewer to be paid by Owner, all as more particularly set forth in said Agreement which is on file in the office of the Board of Public Works and is hereby reference incorporated herein and made part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. The Owner, and any owner or owners of land, their successors in title and assigns, which is now or hereafter located outside the corporate limits of the City of Fort Wayne, Indiana, who connects into the sewer constructed hereunder shall be deemed to hereby waive his, her, their or its right to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by the City of Fort Wayne of such land or of the territory in which such land is located or of the area served by said sewer.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.


Eugene H. Travis
Councilman

APPROVED AS TO FORM
AND LEGALITY,


CITY ATTORNEY

Read the first time in full and on motion by Burns seconded by Talarico and duly adopted, read the second time by title and referred to the Committee on city utilities (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on the _____ day of _____, 197____, at _____ o'clock _____ P.M., E.S.T.

Date: 2-8-72

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by Burns seconded by Hinga and duly adopted, placed on its passage.
Passed (LOST) by the following vote:

	AYES <u>6</u>	NAYS <u>0</u>	ABSTAINED _____	ABSENT <u>1</u> to-wit:
Burns	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hinga	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kruse	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Nuckols	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Moses	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Schmidt, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Schmidt, V.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Steir	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Talarico	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date 2-22-72

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. S-11-72 on the 22nd day of February, 1972.

ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

John Nuckols
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of February, 1972 at the hour of 10:30 o'clock A.M., E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this _____ day of _____, 197____, at the hour of _____ o'clock _____ .M., E.S.T.

Earl A. Redmond
MAYOR

Bill No. S-72-02-05

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance
approving Agreement for Sewer Extension between Riviera Plaza, Inc. and City of Fort
Wayne, for sanitary sewer extension of the St. Joe Interceptor, Division IV,

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do PASS.

PAUL M. BURNS, Chairman

EUGENE J. KRAUS, JR. Vice-Chairman

DONALD J. SCHMIDT

WILLIAM T. HINGA

WINFIELD C. MOSES, JR.

Paul M. Burns
Eugene Kraus Jr.

William T. Hinga
Winfield C. Moses